

IN THE U.S. PATENT AND TRADEMARK OFFICE

PATENTS

In re Application of: Agoston, Pribluda, and Green

Docket No. 43170-219693

Serial No. 09/641,327

(05213-0730)

Filed: August 18, 2000

For: Method for Inhibiting Angiogenesis with 2-Methoxyestradiol

RESPONSE TO NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

Attention: Office of Petitions
Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

DEC 12 2000

Sir:

OFFICE OF PETITIONS

Transmitted herewith are papers in the above-identified application.

- ☒ Return Copy of Formalities Letter – Notice of Incomplete Nonprovisional Application.
- ☒ Petition to Accord a Filing Date Under 37 C.F.R. §1.53 and §1.17(i), with copies of Fig. 1, and U.S. Patent Nos. 5,504,074 and 5,661,143.
- ☒ The additional fee is calculated as shown below.
- ☒ Applicant claims small entity status.

FOR:	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE			\$355	355	\$710	
TOTAL CLAIMS	10 - 20 =	0	x9 =		x18 =	
INDEP. CLAIMS	2 - 3 =	0	x40 =		x80 =	
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+135 =		+270 =	
<input type="checkbox"/> LATE-FILING SURCHARGE			+65 =		+130 =	
<input type="checkbox"/> FOREIGN LANGUAGE SURCHARGE			+130 =		+130 =	
<input checked="" type="checkbox"/> OTHER Petition Fee				130	+435 =	
TOTAL				485.00	TOTAL	

- ☒ A check in the amount of \$355 to cover the Patent Application Filing Fee is attached.
- ☒ A check in the amount of \$130 to cover the Petition Fee is attached.
- ☒ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16, or credit any overpayment, to Account No. 11-0855. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Office of Petitions, Washington, D.C. 20231, on December 6, 2000

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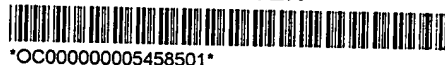
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/641,327	08/18/2000	Gregory E. Agoston	05213-0730

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FORMALITIES LETTER



OC000000005458501

Date Mailed: 10/06/2000

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(i)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above. The items noted below must be filed no later than **TWO MONTHS FROM THE FILING DATE ACCORDED THIS APPLICATION.**

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The balance due by applicant is \$ 690.00.

*A copy of this notice **MUST** be returned with the reply.*

Lirash Rerra

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE